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Attorneys for Defendant NVIDIA Corporation

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

DAVID MILLETTE, individually and on
 behalf of all others similarly situated,

Plaintiff,

v.

NVIDIA CORPORATION

Defendant.

Case No. 5:24-cv-05157-EJD

The Honorable Edward J. Davila

**JOINT STIPULATION TO EXTEND
 NVIDIA CORPORATION'S DEADLINE
 TO RESPOND TO PLAINTIFF'S
 COMPLAINT AND TO SET BRIEFING
 SCHEDULE**

[LOCAL RULE 6-1(B)]

Complaint Filed: August 14, 2024
 Current Response Date: September 20, 2024
 New Response Date: November 4, 2024

Current Opposition Date: October 4, 2024
 New Opposition Date: December 16, 2024

Current Reply Date: October 11, 2024
 New Reply Date: January 16, 2024

Pursuant to Northern District of California Local Rule 6-1(b), this Stipulation is entered into by and among David Millette (“Plaintiff”) and Defendant NVIDIA CORPORATION (“NVIDIA”) (collectively, the “Parties”), by and through their respective undersigned counsel:

WHEREAS, on August 14, 2024, Plaintiff filed his Complaint against NVIDIA (“Complaint”). ECF No. 1.

WHEREAS, on August 30, 2024, NVIDIA was served with the Summons and a copy of the Complaint. ECF No. 9.

WHEREAS, NVIDIA’s current deadline to move, answer, or otherwise respond to the Complaint is September 20, 2024.

WHEREAS, on August 28, 2024, the Court ordered that this case be related to *Millette v. Google LLC et al*, 5:24-cv-04708-EJD and *Millette v. OpenAI, Inc. et al, Inc*, 5:24-cv-04710-EJD. ECF No. 5.

WHEREAS, in *Millette v. Google LLC et al*, 5:24-cv-04708-EJD, the Court ordered an extended briefing schedule such that (1) the defendant’s time to respond to the complaint was extended by 60 days to November 4, 2024; (2) the plaintiff’s time to respond to a motion to dismiss or amend the complaint was extended to December 16, 2024; and (3) the defendant’s time to reply in support of the motion to dismiss was extended to January 16, 2025. ECF No. 26 in *Millette v. Google LLC*, 5:24-cv-04708-EJD.

WHEREAS, NVIDIA requested, and Plaintiff agreed, to extend NVIDIA’s deadline to move, answer, or otherwise respond to the Complaint by 45 days from September 20, 2024 to November 4, 2024.

WHEREAS, NVIDIA intends to file a motion to dismiss the Complaint and the Parties have agreed to set a briefing schedule for NVIDIA’s forthcoming motion that is identical to the briefing schedule in the related case of *Millette v. Google LLC et al*, 5:24-cv-04708-EJD.

WHEREAS, the Parties have agreed to these changes in order to accommodate the schedules of counsel for both Parties and to administer the related cases more efficiently.

NOW, THEREFORE, pursuant to Local Rule 6-1(b), the Parties stipulate, subject to the Court’s approval, as follows:

1. NVIDIA's deadline to move, answer, or otherwise respond to the Complaint shall be extended from September 20, 2024 to November 4, 2024;
2. Plaintiff's deadline to respond to NVIDIA's forthcoming motion to dismiss or amend the Complaint shall be December 16, 2024; and
3. NVIDIA's deadline to file a reply in support of the motion to dismiss shall be January 16, 2025.

IT IS SO STIPULATED

Dated: September 17, 2024

HOGAN LOVELLS US LLP

By: /s/ Vassi Iliadis

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1 Dated: September 17, 2024

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ECF ATTESTATION

Pursuant to Civil Local Rule 5-1(i)(3), I, Vassi Iliadis, am the ECF user whose identification and password are being used to file this Stipulation. I hereby certify that all other signatories to this document have concurred in its filing.

By: /s/ Vassi Iliadis

Vassi Iliadis